

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

**NOTICE OF MOTION**

S2 13 Cr. 635 (SAS)

-against-

DINO BOUTERSE, et al.,

Defendants.

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**PLEASE TAKE NOTICE**, that upon the annexed declarations and exhibits attached hereto, the accompanying memorandum of law, and upon all prior proceedings had herein, Defendant Dino Bouterse will move before the Honorable Shira A. Scheindlin, United States District Judge, at the United States Courthouse for the Southern District of New York, on date to be designated by the Court for the following relief: (1) an order dismissing Count One of the Indictment for violating the rule of specialty; (2) an order dismissing the indictment for violating the Defendant's right to due process; (3) an order suppressing any purported statements the Defendant made to law enforcement; (4) an order compelling the government to provide discovery pursuant to Fed. R. Crim. P. 16; (5) an order compelling timely and early disclosure of *Brady v. Maryland*, 373 U.S. 83 (1963), *Giglio v. United States*, 405 U.S. 150 (1972), and *Jencks Act* material; (6) an order compelling the government to provide notice of all Fed. R. Evid. 404(b) evidence it intends to offer against the Defendant; (6) an order to preserve all documents from destruction; (7) permission to file additional motions based upon

discovery requested but not yet received; and (8) such other and further relief as the Court may deem just and proper.

Dated:           New York, New York  
                  March 28, 2014

Respectfully submitted,

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/s/\_\_\_\_\_  
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To:     Adam Fee, Michael Lockard and Edward Kim (by ecf)  
*Assistant United States Attorneys*

## DECLARATION OF SERVICE

Jose M. Arrufat-Gracia, Esq. declares under penalty of perjury and pursuant to 28 U.S.C. § 1746, that the following is true and correct:

On March 28, 2014, I served the annexed notice of motion, memorandum of law in support, and declarations in support, on:

Adam Fee, Michael Lockard and Edward Kim  
*Assistant United States Attorneys*  
United States Attorney for  
Southern District of New York  
One Saint Andrews Plaza  
New York, New York 10007

BY ELECTRONIC CASE FILING  
 BY HAND  
 BY FIRST CLASS MAIL  
 BY FACSIMILE WITH PERMISSION

Dated: New York, New York  
March 28, 2014

\_\_\_\_\_  
/s/  
JOSE M. ARRUFAT-GRACIA, ESQ.  
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